



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

DIRK C. DE BAER

U.S. Serial No. 10/687,367

Group Art Unit 2853

Filed: October 16, 2003

TOTAL INK CONTROL METHOD FOR
COLOR RENDERING IN PRINTING SYSTEM
- - - - -P O W E R O F A T T O R N E Y

TO THE HON. COMMISSIONER OF PATENTS AND TRADEMARKS


Dear Sir:

You are requested to recognize THEODORE A. BREINER (Registration No. 32,103); MARY J. BREINER (Registration No. 33,161), and JENNIFER A. PULSINELLI (Registration No. 52,139), 115 North Henry Street, P.O. Box 19290, Alexandria, Virginia 22320-0290, telephone 703-684-6885, as Principal Attorneys with full power of substitution and revocation to prosecute this application, to make alterations and amendments therein, to receive the Letters Patent, and to transact all business in the Patent and Trademark Office connected with the application or with the patent granted thereupon. All other powers are revoked.

The undersigned is an authorized representative of the assignee of the entire interest of the invention disclosed and claimed in the captioned patent as shown in the attached Statement Under 37 CFR 3.73(b).

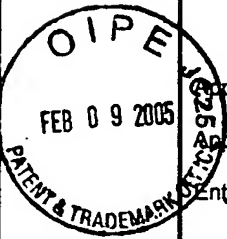
MONOTYPE IMAGING, INC.

By


Robert M. Givens, PresidentDate 2/7/05

Attachment - Statement Under 37 CFR 3.73(b)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: DIRK C. DE BAERApplication No./Patent No.: 10/687,367 Filed/Issue Date: October 16, 2003Entitled: TOTAL INK CONTROL METHOD FOR COLOR RENDERING IN PRINTING SYSTEMMONOTYPE IMAGING, INC., a corporation of Delaware

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below.

1. From: Dirk C. De Baer To: Agfa Corporation
The document was recorded in the United States Patent and Trademark Office at
Reel 015024, Frame 0202, or for which a copy thereof is attached.

2. From: Agfa Corporation To: Agfa Monotype Corporation
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: Agfa Monotype Corporation To: Monotype Imaging, Inc.
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature

Robert M. Givens

2/7/05

Date

978-284-5900

Printed or Typed Name

Telephone Number

President

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ASSIGNMENT OF PATENT APPLICATION

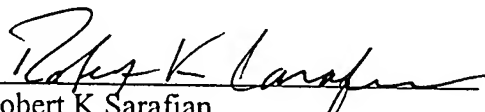
Agfa Corporation ("Assignor") and Agfa Monotype Corporation ("Assignee"), both Delaware corporations both having offices at 200 Ballardvale Street, Wilmington, Massachusetts 01887, hereby agree that

Assignor sells, assigns, transfers, and sets over unto Assignee, for good and valuable consideration, the receipt, adequacy and sufficiency of which is acknowledged by the Assignor, its entire right, title and interest in and for all countries for an invention as fully set forth and described in a patent application entitled **TOTAL INK CONTROL FOR COLOR RENDERING IN PRINTING SYSTEM**, filed on October 16, 2003, case no. XP-1171, serial no. 10/687,387 having an inventor named Dirk C. De Baer, preparatory to obtaining a Letters Patent of the United States therefor.

Assignor shall, when requested by Assignee, execute all rightful oaths, assignments, powers of attorney, and at Assignee's full expense all other papers reasonably necessary and proper to carry out the intent and purpose of this Assignment. Assignor retains no ownership rights in the properties transferred to Assignee by this Assignment.


Assignor has made no assignment, sale, agreement or encumbrance which would conflict with this Assignment.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be executed on this 12th day of October, 2004.


Robert K Sarafian
Vice President & General Counsel
Agfa Corporation

On this 12th day of October, 2004, before me personally appeared Robert K. Sarafian, proved to me on the basis of satisfactory evidence to be the person who executed the above Assignment on behalf of the Assignor, and acknowledged this to me.

WITNESS my hand and official seal.


Notary Public



LORI BETH RODENHISER
Notary Public
Commonwealth of Massachusetts
My Commission Expires
January 29, 2010

Delaware

PAGE 1

The First State

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"IMAGING ACQUISITION CORPORATION", A DELAWARE CORPORATION, WITH AND INTO "AGFA MONOTYPE CORPORATION" UNDER THE NAME OF "MONOTYPE IMAGING, INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE FIFTH DAY OF NOVEMBER, A.D. 2004, AT 3:18 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



Harriet Smith Windsor
Harriet Smith Windsor, Secretary of State

3088431 8100M

AUTHENTICATION: 3462814

040801036

DATE: 11-08-04

CERTIFICATE OF MERGER

MERGING

IMAGING ACQUISITION CORPORATION
a Delaware corporation

WITH AND INTO

AGFA MONOTYPE CORPORATION
a Delaware corporation

Pursuant to Title 8, Section 251(c) of the Delaware General Corporation Law (the "DGCL"), the undersigned corporation hereby certifies as follows:

FIRST: That the names and states of incorporation of the constituent corporations of the merger are as follows:

<u>Name</u>	<u>State of Incorporation</u>
Imaging Acquisition Corporation	Delaware
Agfa Monotype Corporation	Delaware

SECOND: That an Agreement and Plan of Merger dated as of November 3, 2004 between Imaging Acquisition Corporation, a Delaware corporation, and Agfa Monotype Corporation, a Delaware corporation (the "Merger Agreement"), has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations in accordance with Section 251 of the DGCL.

THIRD: That the name of the surviving corporation of the merger is Agfa Monotype Corporation.

FOURTH: That the existing certificate of incorporation of Agfa Monotype Corporation shall be amended by replacing it in its entirety with the certificate of incorporation set forth on Exhibit A to this certificate of merger, which shall be the certificate of incorporation of the surviving corporation.

FIFTH: That the executed Merger Agreement is on file at the place of business of the surviving corporation at 200 Ballardvale Street, Wilmington, MA 01887.

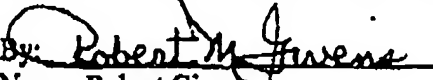
SIXTH: That a copy of the Merger Agreement will be furnished by the surviving corporation, on request and without cost, to any stockholder of either constituent corporation.

SEVENTH: That this certificate of merger shall be effective upon filing with the Secretary of State of the State of Delaware.

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IN WITNESS WHEREOF, Agfa Monotype Corporation has caused this certificate of merger to be signed by a duly authorized officer on this 5th day of November, 2004.

AGFA MONOTYPE CORPORATION

By: 

Name: Robert Givens

Title: President

Exhibit A

CERTIFICATE OF INCORPORATION

OF

MONOTYPE IMAGING, INC.

1. The name of the corporation is Monotype Imaging, Inc.
2. The address of its registered office in the State of Delaware is Corporation Trust Center, 1209 Orange Street, in the City of Wilmington, County of New Castle. The name of its registered agent at such address is The Corporation Trust Company.
3. The purpose of the corporation is to engage in any lawful act or activity for which corporations may be organized under the Delaware General Corporation Law.
4. The total number of shares of stock that the corporation shall have authority to issue is 100 shares of Common Stock, par value \$0.01 per share.
5. In furtherance and not in limitation of the powers conferred by the laws of the State of Delaware, the Board of Directors of the corporation is expressly authorized to adopt, amend or repeal the by-laws of the corporation.
6. Elections of directors need not be by written ballot unless the by-laws of the corporation shall so provide.
7. A director of the corporation shall not be personally liable to the corporation or its stockholders for monetary damages for breach of fiduciary duty as a director, except for liability (i) for any breach of the director's duty of loyalty to the corporation or its stockholders, (ii) for acts or omissions not in good faith or that involve intentional misconduct or a knowing violation of law, (iii) under Section 174 of the Delaware General Corporation Law or (iv) for any transaction from which the director derived any improper personal benefit. If the Delaware General Corporation Law is amended after the effective date of this Certificate of Incorporation to authorize corporate action further eliminating or limiting the personal liability of directors, then the liability of a director of the corporation shall be eliminated or limited to the fullest extent permitted by the Delaware General Corporation Law. No amendment, modification or repeal of this Article 7 shall adversely affect the rights and protection afforded to a director of the corporation under this Article 7 for acts or omissions occurring prior to such amendment, modification or repeal.

8. The corporation reserves the right at any time, and from time to time, to amend, alter, change or repeal any provision contained in this Certificate of Incorporation, and to add or insert other provisions authorized by the laws of the State of Delaware at the time in force, in the manner now or hereafter prescribed by law, and all rights, preferences and privileges of whatsoever nature conferred upon stockholders, directors or any other persons by and pursuant to this Certificate of Incorporation in its present form or as hereafter amended are granted subject to the rights reserved in this Article 8.